



Docket: 33503/US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor:	Michael Fantuzzi	
Appln. No.:	10/674,268	
Filing Date:	September 29, 2003	Examiner: Kosson, Rosanne
Title:	Solubilized CoQ-10	Group Art Unit: 1653

**DECLARATION UNDER 37 CFR 1.131 ANTEDATING A REFERENCE**

Mail Stop RCE  
Commissioner for Patents  
Alexandria, Virginia 22313-1450

Express Mailing Number: EV535044969US

Date of Deposit: Sept. 15, 2005

I hereby certify that this document is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kim Anderson

(Name)

(Signature)

I hereby declare the following:

- 1) I am currently and correctly named as the inventor in the pending patent application entitled "Solubilized CoQ-10", Serial Number 10/674,268.
- 2) The invention disclosed within the above-referenced patent application was conceived of by me prior to June of 2003.
- 3) A written description of the invention is present in the laboratory notebook of the inventor Michael Fantuzzi with a date of entry prior to June of 2003.

4) A composition of the invention that contained coenzyme Q-10 and limonene was formulated and tested within Soft Gel Technologies, Inc. facilities, thus reducing the invention to practice subsequent to the conception and prior to June of 2003.

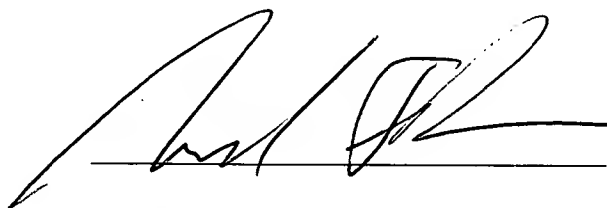
5) A Soft Gel Technologies, Inc. employee familiar with the technical subject matter witnessed the composition of the above-referenced formulation prior to June of 2003.

6) The information that described the invention was provided to the President of Soft Gel Technologies, Inc. and the Technical Services Project Coordinator for consideration subsequent to the reduction to practice and prior to June of 2003.

7) The invention was not publicly disclosed or offered for sale prior to the filing date of the present patent application.

8) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 9/13/08

A handwritten signature in black ink, appearing to read 'Michael Fantuzzi', written over a horizontal line.

Michael Fantuzzi